

**FILED**

IN THE DISTRICT COURT OF THE UNITED STATES

**MAY 22 1998**

FOR THE DISTRICT OF SOUTH CAROLINA

LARRY W. PROPES, CLERK  
COLUMBIA, S. C.

COLUMBIA DIVISION

BERRY, DUNBAR, O'CONNOR &  
JORDAN,

Plaintiff,

v.

JAMES O. BAKKER, TAMMY FAYE  
BAKKER MESSNER, HAROLD J.  
BENDER, GEORGE T. DAVIS, UNITED  
STATES OF AMERICA by and through  
its agency the Internal Revenue  
Service, DAVID R. HILLER as  
Bankruptcy Trustee for James H.  
Toms, and P. WAYNE SIGMON as  
Bankruptcy Trustee for James H.  
Toms and Associates, P.A.,

Defendants.

CIVIL ACTION NO. 3:98-1202-19

**ENTERED**

5/22/98

**CONSENT ORDER ENLARGING TIME FOR UNITED STATES  
OF AMERICA TO ANSWER OR OTHERWISE RESPOND**

WHEREAS, the Plaintiff served a Summons and a Complaint in  
this action on the United States Attorney on May 7, 1998;

AND WHEREAS, the aforesaid Summons served on the United States  
Attorney states that the United States has 20 days after service of  
the summons to respond to the Complaint;

AND WHEREAS, pursuant to Fed. R. Civ. P. 12(a)(3), the United  
States and any officer or agency thereof are entitled to serve an  
answer or otherwise respond to the Complaint within 60 days after  
service upon the United States attorney;

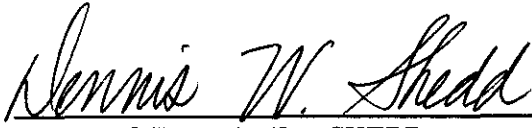
AND WHEREAS, 60 days is necessary for the Government to form  
a proper response to the Complaint;

*WLS p. 1*

15

NOW THEREFORE, pursuant to Fed. R. Civ. P. 6(b) and 12(a)(3) and for good cause shown, it is hereby ordered that the United States is entitled to 60 days (i.e., until July 6, 1998) to plead or otherwise respond to the Complaint herein.

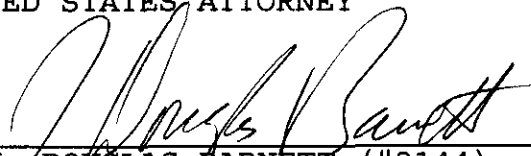
AND IT IS SO ORDERED.

  
DENNIS W. SHEDD  
UNITED STATES DISTRICT JUDGE

May 22, 1998

WE SO MOVE:

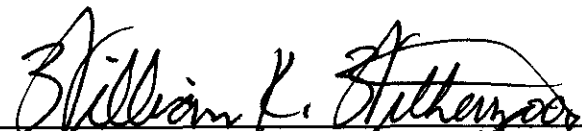
J. RENÉ JOSEY  
UNITED STATES ATTORNEY

By   
J. DOUGLAS BARNETT (#2144)  
Assistant United States Attorney  
1441 Main Street, Suite 500  
Columbia, South Carolina 29201  
Telephone: (803) 929-3000

ATTORNEYS FOR THE UNITED STATES  
OF AMERICA BY AND THROUGH ITS  
AGENCY THE INTERNAL REVENUE  
SERVICE

WE CONSENT:

BERRY, ADAMS, QUACKENBUSH  
& STUART, P.A.

By   
WILLIAM K. WITHERSPOON (#5945)  
1400 Main Street, 14th Floor  
Post Office Box 394  
Columbia, South Carolina 29202  
Telephone: (803) 779-2650

ATTORNEYS FOR THE PLAINTIFF